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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

ALEXIS AGUILAR,  
Petitioner,  
v.  
MATTHEW CATE,  
Respondent.

No. C 11-4313 RS (PR)

**ORDER ADMINISTRATIVELY  
CLOSING ACTION**

This federal habeas corpus action filed pursuant to 28 U.S.C. § 2254 by a *pro se* state prisoner was opened in error. Accordingly, the Clerk shall ADMINISTRATIVELY CLOSE this action. No filing fee is due.

**IT IS SO ORDERED.**

DATED: September 28, 2011

  
RICHARD SEEBORG  
United States District Judge